THE HON'BLE SRI JUSTICE V.V.S.RAO

W.P.Nos.22634, 22635, 22637, 22644, 22676 and 22684 of 2006

Dated: 01-11-2006

Between:

S. N. Mahammad Sabeb and others.

..... PETITIONERS

AND

The State of A.P., rep. by its District Collector, Kadapa, and others.

.....RESPONDENTS

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COMMON ORDER:

The petitioners in all these cases claim to be the owners of lands in various survey numbers situated at Thadigotla Village, Chintakommadinne Mandal in Kadapa District. They filed these writ petitions seeking Mandamus declaring the alleged highhanded action of the respondents, namely, the District Collector, Kadapa, the Revenue Divisional Officer, Kadapa District, and the Mandal Revenue Officer, Chintakommadinne Mandal, Kadapa District, in interfering with the petitioners' rights and possession as illegal and arbitrary. The District Collector issued a Circular on 09-10-2006 directing the Mandal Revenue Officers of Kadapa, Chennur, Kazipet, Pendlimarri, C.K. Dinne and Vallur to take necessary steps for resumption of the assigned lands to the Government under the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 and to display Boards near such lands allegedly belong to the Government, in spite of which some registration was done. They allege that after receiving the Circular issued by the District Collector, respondent Nos.2 and 3 are interfering with their possession and are trying to implement the orders of the District Collector. Apprehending forcible dispossession from their land, the petitioners filed instant present writ petition.

At the stage of preliminary hearing, it is brought to the notice of this Court that similar writ petitions, being W.P.Nos.22043, 21480 and 22339 of 2006, were already disposed of observing that if the Government claims lands in possession of the petitioners therein, the remedy of the Government is either to file a suit or to take necessary action under the provisions of the Andhra Pradesh Land Encroachment Act, 1905, or the Andhra Pradesh Land Grabbing (Prohibition) Act, 1982. Therefore, the petitioners herein cannot be dispossessed without due process of law.

These writ petitions are also disposed of observing as above. No costs.

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V.V.S.RAO, J

01st November, 2006

ghn